

Message Text

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20/67

ACTION ACDA-10

INFO OCT-01 AF-06 ARA-06 EA-06 EUR-12 NEA-10 CIAE-00 H-02

INR-07 IO-10 L-02 NSAE-00 OIC-02 OMB-01 PA-01 PM-03

PRS-01 SAJ-01 SAM-01 SP-02 SS-15 USIA-06 TRSE-00

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P R 161852Z MAY 75

FM USMISSION GENEVA

TO SECSTATE WASHDC PRIORITY 3000

INFO AMEMBASSY AMMAN

AMEMBASSY BONN

AMEMBASSY BRUSSELS

AMEMBASSY CAIRO

AMEMBASSY CANBERRA

AMEMBASSY THE HAGUE

AMEMBASSY LONDON

AMEMBASSY LAGOS

AMEMBASSY MEXICO

AMEMBASSY MOSCOW

AMEMBASSY OTTAWA

AMEMBASSY ROME

AMEMBASSY SEOUL

AMEMBASSY STOCKHOLM

AMEMBASSY TOKYO

USMISSION USUN NY

USMISSION NATO

USMISSION IAEA VIENNA

ERDA GERMANTOWN

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C O R R E C T E D C O P Y (TEXT)

E.O. 11652: N/A

TAGS: PARM

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SUBJECT: NPT REVCON: COMMITTEE I, MAY 16-MORNING SESSION

1. SUMMARY: COMMITTEE I HELD BRIEF MORNING SESSION MAY 16. HIGHLIGHT WAS INTRODUCTION BY ROMANIA OF DRAFT ADDITIONAL PROTOCOL III ON SECURITY ASSURANCES. END SUMMARY.

2. COMMITTEE I HELD BRIEF MORNING SESSION ON MAY 16. CONTINUED LACK OF DIRECTION FROM CHAIRMAN CLARK (NIGERIA) HAS LED TO BRIEF, DEFFUSE SESSIONS DURING FIRST WEEK OF COMMITTEE WORK.

ONLY SIGNIFICANT ASPEVT OF MAY 11 SESSION WAS INTRODUCTION BY ENE (ROMANIA) OF A DRAFT ADDITIONAL PROTOCOL III (TEXT IN PARA 6 BELOW) ON BEHALF OF EIGHT CO-SPONSORS (ECUADOR, GHANA, MEXICO, NIGERIA, PERU, ROMANIA, SUDAN, AND SAIRE). PROTOCOL CONTAINS POSITIVE AND NEGATIVE SECURITY GUARANTEES AND, FOLLOWING PATTERN OF EARLIER PROTOCOLS, IS OPEN TO ADHERENCE BY ONLY DEPOSITARY STATES AND ENTERS INTO FORCE AFTER TWO HAVE ADHERED. ENE NOTED IN INTRODUCING PROTOCOL THAT IT IS BASED ON ELEMENTS OF UN CHARTER AND IS REQUIRED BECAUSE SECURITY COUNCIL RES 255 DOES NOT GO FAR ENOUGH.

3. JORDAN REP SAID HE WOULD WELCOME SUCH A PROTOCOL III IF IT COULD ACHIEVE CONSENSUS IN REVCON. HE ASKED FOR CLARIFICATION AS TO WHETHER IT COVERED BOTH TAVTICAL AND STRATEGIC WEAPONS AND AS TO WHAT SPECIFICALLY WAS MEANT BY TERM "IMMEDIATE ASSISTANCE" IN AGTICLE 3.

4. REPUBLIC OF KOREA REP OFFERED IMPLIED CRITICISM OF NEW DRAFT PROTOCOL, SAYING SECURITY IS NEEDED AGAINST CONVENTIONAL AS WELL AS NUCLEAR ATTACK. HE SAID PROTOCOL SHOULD BE JUDGED IN TERMS OF EFFECT IT WOULD HAVE ON EXISTING SECURITY ARRANGEMENTS AND BALANCE OF POWER.

5. NISIBORI (JAPAN), TURNING TO ARTS I AND II, SAID NON-PARTIES SHOULD BE URGED TO ACT IN ACCORDANCE WITH SPIRIT OF TREATY. IN ADDITION, HE REITERATED JAPAN'S REQUEST THAT NWS NOT ASSIST EACH OTHER IN DEVELOPING CUCLEAR WEAPONS. EGYPTIAN REP REMINDED COMMITTEE THAT NPT DOES NOT PROHIBT NNWS FROM ASSISTING IN DEVELOPING NUCLEAR WEAPONS. HE SAID SAFEGUARDS ARE NEEDED TO LIMITED OFFICIAL USE

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PREVENT THIS.

6. COMPLETE TEXT OF DRAFT ADDITIONAL PROTOCOL III FOLLOWS:
BEGIN TEXT: THE DEPOSITARY GOVERNMENTS OF THE TREATY ON THE NON-PROLIFERATION OF NUCLEAR WEAPONS, REFERRED TO IN THIS PROTOCOL AS "THE TREATY",
RECALLING THAT, ACCORDING TO THE CHARTER OF THE UNITED NATIONS, THE STATES HAVE THE OBLIGATION TO REFRAIN IN THEIR

INTERNATIONAL RELATIONS FROM THE THREAT OR USE OF FORCE
AGAINST THE TERRITORIAL INTEGRITY OR POLITICAL INDEPENDENCE
OF ANY STATE, OR IN ANY OTHER MANNER INCONSISTENT WITH THE
PURPOSES OF THE UNITED NATIONS,
TAKING INTO ACCOUNT RESOLUTION 3261 G (XXIC) WHICH
CONSIDERED INTER ALIA THAT IS IMPERATIVE FOR THE
INTERNATIONAL COMMUNITY TO DEVISE EFFECTIVE MEASURES IN
ORDER TO ENSURE THE SECURITY ON NON-NUCLEAR-WEAPON STATES,
RECOGNIZING THAT THE EFFECTIVENESS OF THE TREATY, ITS
VIABILITY AND UNIVERSALLY DEPEND, TO A GREAT EXTENT, ON
ITS BALANCED CHARACTER AND ON THE EXISTENCE OF APPROPRIATE
ASSURANCES FOR THE STATES WHICH HAVE CONSENTED, BY
VIRTUE OF THE TREATY, TO RENOUNCE ACQUIRING OR MANUFACTURING
NUCLEAR WEAPONS,
HAVE AGREED AS FOLLOWS:

ARTICLE 1. THEY SOLEMNLY UNDERTAKE

A) NEVER AND UNDER NO CIRCUMSTANCES TO USE OR
THREATEN TO USE NUCLEAR WEAPONS AGAINST NON-NUCLEAR-WEAPON
STATES PARTIES TO THE TREATY WHOSE TERRITORIES ARE COMPLETELY
FREE FROM NUCLEAR WEAPONS, AND

B) TO REFRAIN FROM FIRST USE OF NUCLEAR WEAPONS
AGAINST ANY OTHER NON-NUCLEAR-WEAPON STATES PARTIES TO THE
TREATY.

ARTICLE 2. THEY UNDERTAKE TO ENCOURAGE NEGOTIATIONS
INITIATED BY ANY GROUP OF STATES TO THE TREATY OR OTHER TO
ESTABLISH NUCLEAR WEAPON FREE ZONES IN THEIR RESPECTIVE
TERRITORIES OR REGIONS, AND TO RESPECT THE STATUTE OF NUCLEAR
WEAPON FREE ZONES ESTABLISHED.

ARTICLE 3. IN THE EVENT OF A NON-NUCLEAR-WEAPON STATE
PARTY TO THE TREATY BECOMES A VICTIM OF AN ATTACK WITH
NUCLEAR WEAPONS OR OF A THREAT WITH THE USE OF SUCH WEAPONS,
THE STATES PARTIES TO THIS PROTOCOL, AT THE REQUEST OF THE
VICTIM OF SUCH THREAT OR ATTACK* UNDERTAKE TO PROVIDE TO IT
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IMMEDIATE ASSISTANCE WITHOUT PREJUDICE TO THEIR OBLIGATIONS
UNDER THE UNITED NATIONS CHARTER.

ARTICLE 4. THIS PROTOCOL WILL BE OF THE SAME
DURATION AS THE TREATY. NEVERTHELESS, THE PROVISIONS
OF THE LATTER'S ARTICLE X REGARDING WITHDRAWAL SHALL
APPLY TO IT.

ARTICLE 5. THIS PROTOCOL SHALL BE SUBJECT TO RATIFICATION
BY THE THREE DEPOSITARY STATES OF THE TREATY TO WHICH IT
IS OPEN FOR SIGNATURE AND SHALL ENTER INTO FORCE ON THE
DATE THAT THE INSTRUMENTS OF RATIFICATION OF TWO OF THEM
ARE RECEIVED BY THE SECRETARY-GENERAL OF THE UNITED-NATIONS
WHO SHALL BE THE DEPOSITARY OF THE PROTOCOL. END TEXT. DALE

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